

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.,  
PELVIC REPAIR SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL 2327

---

THIS DOCUMENT RELATES TO THE  
CASE IN EXHIBIT A ATTACHED HERETO

**INACTIVE DOCKET ORDER**

The Court has been advised by counsel that in the case listed on the attached Exhibit A, the plaintiff and Ethicon, Inc.<sup>1</sup> ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep this case on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire the case listed on the attached Exhibit A from the active docket.
3. Plaintiff and Ethicon may submit an agreed order of dismissal with prejudice on or before August 31, 2018; if settlements are not finalized and dismissal orders are not submitted by August 31, 2018 then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiff and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed to a settlement model for a group of cases and claims, including the case on Exhibit A. The Court

---

<sup>1</sup> Ethicon, Inc. includes any incorrect or incomplete spellings of this Defendant, and any Ethicon, Inc. entities.



will reinstate the case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the case listed on the attached Exhibit A. The Clerk is further **DIRECTED** to send a copy of this Order to counsel of record and any unrepresented party. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket Order filed at ECF No. \_\_\_\_.

---

JOSEPH R. GOODWIN  
UNITED STATES DISTRICT COURT



**EXHIBIT A**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-cv-07177	Graves v Ethicon, Inc. et al
2:13-cv- 11274	Yarbrough v Ethicon, Inc. et al
2:13-cv-01325	Daugherty v Ethicon, Inc. et al
2:13-cv-02667	Crowder v Ethicon, Inc. et al
2:13-cv-03084	Jude v Ethicon, Inc. et al
2:13-cv-07669	Billy v Ethicon, Inc. et al
2:13-cv-09247	Kinard v Ethicon, Inc. et al
2:13-cv-09610	Lundy v Ethicon, Inc. et al
2:13-cv-10501	Bond v Ethicon, Inc. et al
2:13-cv-10846	Stratton v Ethicon, Inc. et al
2:13-cv-11267	Brown v Ethicon, Inc. et al
2:13-cv-11269	Norris v Ethicon, Inc. et al
2:13-cv-11383	Simpson v Ethicon, Inc. et al
2:13-cv-11397	Gorena v Ethicon, Inc. et al
2:13-cv-12039	McCabe v Ethicon, Inc. et al
2:13-cv-12057	Barrera v Ethicon, Inc. et al
2:13-cv-13251	Collins v Ethicon, Inc. et al
2:13-cv-13286	Sharpe v Ethicon, Inc. et al
2:13-cv-13298	Cowan v Ethicon, Inc. et al
2:13-cv-13305	Munsterman v Ethicon, Inc. et al
2:13-cv-13320	Shulusky v Ethicon, Inc. et al
2:13-cv-13329	Corlett v Ethicon, Inc. et al
2:13-cv-13631	Burt v Ethicon, Inc. et al
2:13-cv-13962	Heuerman v Ethicon, Inc. et al
2:13-cv-15134	Ireland v Ethicon, Inc. et al
2:13-cv-15143	Rondot v Ethicon, Inc. et al
2:13-cv-15649	Gomez v Ethicon, Inc. et al
2:13-cv-15653	Heidelberg v Ethicon, Inc. et al
2:13-cv-15670	Smith v Ethicon, Inc. et al
2:13-cv-15686	Tribby v Ethicon, Inc. et al
2:13-cv-15688	Harmon v Ethicon, Inc. et al
2:13-cv-16594	Latch v Ethicon, Inc. et al
2:13-cv-20902	Smith v Ethicon, Inc, et al
2:13-cv-20905	Lee v Ethicon, Inc. et al
2:13-cv-20911	Bettis v Ethicon, Inc. et al



2:13-cv-21957	Smith v Ethicon, Inc. et al
2:13-cv-21988	Johnson v Ethicon, Inc. et al
2:13-cv-21990	Roberts v Ethicon, Inc. et al
2:13-cv-22508	Chaffin v Ethicon, Inc. et al
2:13-cv-22632	Prasuhn v Ethicon, Inc. et al
2:13-cv-28452	Perrywinkle v Ethicon, Inc. et al
2:14-cv-12908	Crow v Ethicon, Inc. et al
2:14-cv-17303	Cuttrell v Ethicon, Inc. et al
2:14-cv-24207	Nugnes v Ethicon, Inc. et al
2:15-cv-04923	Trout v Ethicon, Inc. et al
2:15-cv-07707	Nowland v Ethicon, Inc. et al
2:15-cv-11324	Coker v Ethicon, Inc. et al
2:15-cv-12478	May-Weirauch v Ethicon, Inc. et al
2:16-cv-00230	Bentley v Ethicon, Inc. et al
2:16-cv-00231	Bryant v Ethicon, Inc. et al